

AN ORDINANCE

98389

ACCEPTING THE LOW BID WITH BID ALTERNATES 1 AND 2 BY BETTER BUILT ENTERPRISES, INC. TO PERFORM CONSTRUCTION WORK IN CONNECTION WITH THE FARMER'S MARKET INTERIOR RENOVATIONS PROJECT, LOCATED IN COUNCIL DISTRICT 1, FOR A TOTAL CONTRACT AMOUNT OF \$158,344.00; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A STANDARD CONSTRUCTION CONTRACT; AUTHORIZING \$15,800.00 FOR MISCELLANEOUS CONSTRUCTION CONTINGENCY EXPENSES; APPROPRIATING \$174,144.00 FROM THE MARKET SQUARE PARKING IMPROVEMENTS FUND; AND PROVIDING FOR PAYMENT.

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**WHEREAS**, the Farmer's Market in Market Square has been an important market place in San Antonio's history; and

**WHEREAS**, the City leases kiosk and inline store space for tenants who operate small businesses; and

**WHEREAS**, the Tenants Association and the City agree that the facility should be renovated to improve the use of the space; and

**WHEREAS**, the Market Square Parking Improvements Fund has funding available for interior renovations to Farmer's Market; and

**WHEREAS**, Ordinance 95890 passed and approved on June 13, 2002 authorized a professional services contract with Speegle: Architecture to perform a professional interior design to convert kiosks and pushcarts into inline retail spaces and to develop merchandising design concepts and a merchandising guide, as well as to prepare construction documents and construction administration services; and

**WHEREAS**, the current base construction project will include interior renovations of the pushcart and kiosks space and bid alternates will improve lighting and fixtures; and

**WHEREAS**, it is now necessary to accept the low qualified bid of Better Built Enterprises, Inc. for said work, authorize a standard construction contract for said project, to appropriate funds into the project's budget, to authorize a construction contingency, to provide for payment; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** The low qualified base bid, and additive alternates 1 and 2 for a total of \$158,344.00 from Better Built Enterprises, Inc. for capital improvements Farmer's Market Interior Renovations Project is hereby accepted. The City Manager, or her designee are hereby

authorized to execute a standard form public works construction contract for the job. A copy of the contractor's bid is affixed hereto and incorporated herein for all purposes as Attachment I. All other bids are hereby rejected.

**Section 2.** The amount of \$174,144.00 is to be transferred from Fund 29-008000, Miscellaneous Special Revenue Fund in Index Code 925982 entitled "Transfer to Market Square Parking Improvements", and encumbered into Fund 62-016023, Market Square Improvements Trust Fund for the Farmer's Market Renovations Project.

**Section 3.** The amount of \$15,800.00 is to be encumbered and made payable to Better Built Enterprises, Inc. for construction services in Fund 62-016023 in Index Code 437608 entitled "Construction Contract-Farmer's Market Interior Renovation".

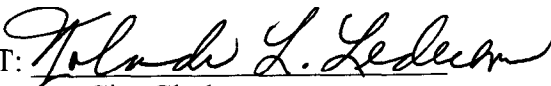
**Section 4.** The amount of \$15,800.00 is to be encumbered and made payable for construction contingencies including code requirements, unknown hidden existing conditions and project betterment in Fund 62-016023 in Index Code 437616 entitled "Construction Contingency-Farmer's Market Interior renovation".

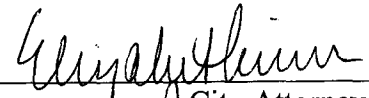
**Section 5.** Staff is authorized to establish additional expenditure codes or to transfer funds within the project budget to accomplish the project, in accordance with established financial procedures.

**Section 6.** This will become effective on the tenth (10th) day after passage hereof.

PASSED AND APPROVED this 6th day of November 2003.

  
M A Y O R  
EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney